

1 HONORABLE RONALD B. LEIGHTON  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT TACOMA

10 HORACE G FRIEND,

11 Plaintiff,

v.

12 ANGEL MARTINEZ, et al.,

13 Defendants.

CASE NO. C19-6154RBL

ORDER

14 THIS MATTER is before the Court on Plaintiff Friend's Motion to Remand [Dkt. # 9],  
15 based on his claim that since Defendants removed the case [Dkt. #1], he has unilaterally reduced  
16 the amount of damages he seeks below the jurisdictional threshold.

17 As Defendants accurately point out, post-removal amendments do not deprive the Court  
18 of subject matter jurisdiction, so long as the initial removal was proper. *See Sparta Surgical*  
19 *Corp. v. National Ass'n of Securities Dealers, Inc.*, 159 F.3d 1209, 1213 (9th Cir.1998). Friend's  
20 post-removal effort to deprive the Court of jurisdiction is therefore unavailing, and his Motion to  
21 Remand is **DENIED**.

22 Friend's alternate Motion for Voluntary Dismissal (without prejudice) is unopposed and  
23 is therefore **GRANTED**, and this matter is **DISMISSED without prejudice**.

1 Defendants' pending Motion to Dismiss [Dkt. # 7] is **DENIED as moot**. The case is  
2 **closed.**

3 IT IS SO ORDERED.

4 Dated this 8<sup>th</sup> day of January, 2020.

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7 Ronald B. Leighton  
United States District Judge

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